

REMARKS

This application has been reviewed in light of the Final Office Action dated July 19, 2006. Claims 1-6 and 11-25 are pending, with Claims 1 and 15 in independent form. Claims 1 and 15 have been amended to include the limitations of Claims 7-10, now cancelled without prejudice or disclaimer of the subject matter presented therein. Claim 11 has been amended to depend from Claim 1 instead of now-cancelled Claim 9. Favorable reconsideration is requested.

Claim 10, now cancelled, but incorporated into independent Claims 1 and 15 was rejected under 35 U.S.C. § 103(a) as allegedly unpatentable over Hanson et al. (U.S. Patent No. 6,407,820) in view of Microsoft Windows XP. Without conceding the propriety of this rejection, Applicant respectfully submits that the claims are patentable over the cited references taken separately or in any proper combination for at least the following reason:

STATEMENT OF COMMON OWNERSHIP UNDER 35 U.S.C. §103(C)


Application 10/761,075 and U.S. Patent No. 6,407,820 (Hanson et al.) were, at the time the invention of Application 10/761,075 was made, owned by Heidelberg Digital, LLC.

In view of the above statement, it is respectfully submitted that the Hanson et al. patent may not be used as a reference under 35 U.S.C. §103(a) against the present application. Accordingly, independent Claims 1 and 15 are respectfully submitted to be patentable.

This amendment after final action is believed to place this application in condition for allowance and, therefore, its entry is believed proper under 37 CFR §1.116. Accordingly, entry of this amendment after final action, as an earnest effort to advance prosecution and reduce the number of issues, is respectfully requested. Should the Examiner believe that issues remain outstanding, it is respectfully requested that the Examiner contact Applicants undersigned Attorney in an effort to resolve such issues and advance the case to issue.

In view of the forgoing amendments and remarks, Applicants respectfully request favorable reconsideration and the allowance of the present application.

Respectfully submitted,



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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.